UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

VIACOM INT'L INC., ET AL., Plaintiffs, v. YOUTUBE, INC., ET AL., Defendants	ECF Case Civil No. 07-CV-2103 (LLS)
THE FOOTBALL ASSOCIATION PREMIER LEAGUE LIMITED, ET AL., on behalf of themselves and all others similarly situated, Plaintiffs, v. YOUTUBE, INC., ET AL., Defendants.	ECF Case Civil No. 07-CV-3582 (LLS)

DECLARATION OF MICAH SCHAFFER IN SUPPORT OF DEFENDANTS' OPPOSITION TO PLAINTIFFS' MOTION FOR PARTIAL SUMMARY JUDGMENT

I, Micah Schaffer, pursuant to 28 U.S.C. § 1746, hereby declare as follows:

1. I am a former employee of YouTube, Inc. ("YouTube"). I submitted a declaration in support of YouTube's Motion for Summary Judgment in which I discussed a number of things, including various marketing activities by content owners that I learned of during the three and half years that I was employed at YouTube.

2. I recognize the YouTube video with video id HPB9tq7f_1k, which was uploaded to the YouTube account "clelltickle." It is a promotional video from the comedy team called "Human Giant." The agent of one of the group's members told me

that the video had been uploaded by the group, and asked me if YouTube would feature this video, as YouTube had done for Human Giant's first video in August 2006. Based on this conversation, I understood that the video was authorized to be on YouTube.

3. I referred the request to others at YouTube in charge of such decisions. They decided to feature the video on YouTube's homepage on February 17, 2007.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct and that this declaration is executed the 29th day of April 2010, at New York, New York.

Micah Schaffer